



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of Avi J. Ashkenazi Serial No.: 09/114,844 Filed: July 14, 1998 For: RTD Receptor | Group Art Unit: 1646 Examiner: C. Kaufman Confirmation No: 9726 CUSTOMER NO: 09157 |
| CERTIFICATE OF EXPRESS MAILING Express Mail Label No. EV351926159US <p>I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450".</p> <p style="text-align: right;">October 8, 2004</p> <p style="text-align: right;"><i>Diane L. Marschang</i> Diane L. Marschang</p> | |

NOTICE OF APPEAL

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals and Interferences from the decision dated April 8, 2004, of the Primary Examiner finally rejecting claims 1-14, 29, 34, 35, 38-58.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$340 to cover the fees for this appeal and to charge the deposit account for any further fees in regard to this patent application. **A duplicate copy of this Notice is enclosed for this purpose.**

Respectfully submitted,

GENENTECH, INC.

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Date: October 8, 2004

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